

REGIONAL CONDITIONS FOR THE NEW AND MODIFIED NATIONWIDE PERMITS IN LOUISIANA

Corps Regional Conditions

General Conditions:

1. No activity may cause the permanent loss of greater than ½ of an acre of seasonally inundated Cypress swamp and/or cypress-tupelo swamp.
2. No activity may cause the permanent loss of greater than ½ of an acre of Pine Savanna, Pine Flatwoods and/or Pitcher Plant Bogs.
3. No activity is authorized under any NWP permit which has been determined to have an adverse impact upon a Federal or State designated rookery and/or bird sanctuary.
4. Due to the occurrence of threatened or endangered species, notification shall be required for instream activities in the following waterways: Bayou Boeuf Tributaries in Rapides Parish:

(Brown Creek, Mack Branch, Clear Creek, Little Brushy Creek, Loving Creek, Little Loving Creek, Long Branch, Bayou Clear, Castor Creek, Valentine Creek, and Little Bayou Clear), Amite River (LA Highway 37 at Grangeville to Port Vincent), Bogue Falaya River and Tributaries, Abita River and Tributaries, Bayou Chinchuba (between U.S. 190 and Louisiana Highway 59), West Pearl River, Bogue Chitto River and Tributaries, and Red River tributaries in Grant Parish (Black Creek, Swafford Creek, Cypress Creek, Beaver Creek, Cress Creek, Jordon Creek, Hudson Creek, Gray Creek, Moccasin Branch and James Branch)

Nationwide Permit 6: Survey Activities

Preconstruction notification (PCN) to the Corps of Engineers shall be required for seismic survey activities. Upon receipt of a PCN, the District Engineer shall immediately forward a copy of the notification to the natural resource agencies in accordance with General Condition 13(e), regardless of impact acreage.

Nationwide Permit 7: Outfall Structures and Maintenance.

Activities authorized by NWP 7 that include the construction of intake structures must include adequate fish screening devices.

Nationwide Permit 12: Utility Line Activities.

1. Upon receipt of a preconstruction notification (PCN), the District Engineer shall immediately forward a copy of the PCN to the U.S. Fish and Wildlife Service in accordance with General Condition 13(e), regardless of acreage impact.

2. For every 500 linear feet of sidecast material along the utility line trench, a 50-foot gap shall be required. Under certain circumstances the gap intervals may be modified. Additionally, no fill shall be placed in a manner, which would impede natural watercourses.

Nationwide Permit 14: Linear Transportation Projects.

Upon receipt of a preconstruction notification (PCN), the District Engineer shall immediately forward a copy of the PCN to the U.S. Fish and Wildlife Service in accordance with General Condition 13(e), regardless of acreage impact

Nationwide Permit 27: Stream and Wetland Restoration Activities.

1. Upon receipt of a preconstruction notification (PCN), the District Engineer shall immediately forward a copy of the PCN to the U.S. Fish and Wildlife Service in accordance with General Condition 13(e), regardless of acreage impact.

2. No activities shall be authorized by NWP 27 that would convert tidal wetlands to another aquatic habitat type.

Nationwide Permit 29: Single-Family Housing

Upon receipt of a preconstruction notification (PCN), the District Engineer shall immediately forward a copy of the PCN to the U.S. Fish and Wildlife Service in accordance with General Condition 13(e), regardless of acreage impact.

Nationwide Permit 39: Residential, Commercial and Institutional Development.

1. Work which results in the resuspension of dredged material shall be prohibited in Bayou d'Inde, the Inner Harbor Canal, Calcasieu River at the mouth of Bayou d'Inde, Harvey Canal, California Canal, and Bayous Trepagnier, Rigaud, Olsen and Verdine, Capitol Lake, Coon Island Loop, Devil's Swamp, and Tensas River (areas within and upstream of Tensas National Wildlife Refuge), Ouachita River (areas within and upstream of the Upper Ouachita National Wildlife Refuge), Wham Brake drainage (Staulkinghead Creek, Little Bayou Boeuf, Bayou Lafourche and Lake Irwin).

Nationwide Permit 41: Reshaping Existing Drainage Ditches.

1. No discharges shall be allowed under this NWP that would adversely impact mature riparian corridors.

2. Work which results in the resuspension of dredged material shall be prohibited in Bayou d'Inde, the Inner Harbor Canal, Calcasieu River at the mouth of Bayou d'Inde, Harvey Canal, California Canal, and Bayous Trepagnier, Rigaud, Olsen and Verdine, Capitol Lake, Coon Island Loop, Devil's Swamp, and Tensas River (areas within and upstream of Tensas National Wildlife Refuge), Ouachita River (areas within and upstream of the Upper Ouachita National Wildlife Refuge), Wham Brake drainage (Staulkinghead Creek, Little Bayou Boeuf, Bayou Lafourche and Lake Irwin).

Nationwide Permit 42: Recreational Facilities.

1. Preconstruction notification (PCN) to the Corps of Engineers shall be required for NWP 42 for any activities proposed in streams designated by the Louisiana Department of Wildlife and Fisheries as Natural and Scenic, and for any activities in Caddo Lake and Catahoula Lake.
2. Upon receipt of a PCN, the District Engineer shall immediately forward a copy of the PCN to the U.S. Fish and Wildlife Service in accordance with General Condition 13(e), regardless of acreage impact
3. Work which results in the resuspension of dredged material shall be prohibited in Bayou d'Inde, the Inner Harbor Canal, Calcasieu River at the mouth of Bayou d'Inde, Harvey Canal, California Canal, and Bayous Trepagnier, Rigaud, Olsen and Verdine, Capitol Lake, Coon Island Loop, Devil's Swamp, and Tensas River (areas within and upstream of Tensas National Wildlife Refuge), Ouachita River (areas within and upstream of the Upper Ouachita National Wildlife Refuge), Wham Brake drainage (Staulkinghead Creek, Little Bayou Boeuf, Bayou Lafourche and Lake Irwin).

Nationwide Permit 43: Stormwater Management Facilities.

1. Upon receipt of a PCN, the District Engineer shall immediately forward a copy of the PCN to the U.S. Fish and Wildlife Service in accordance with General Condition 13(e), for activities that would partially or completely impound streams.
2. Work which results in the resuspension of dredged material shall be prohibited in Bayou d'Inde, the Inner Harbor Canal, Calcasieu River at the mouth of Bayou d'Inde, Harvey Canal, California Canal, and Bayous Trepagnier, Rigaud, Olsen and Verdine, Capitol Lake, Coon Island Loop, Devil's Swamp, and Tensas River (areas within and upstream of Tensas National Wildlife Refuge), Ouachita River (areas within and upstream of the Upper Ouachita National Wildlife Refuge), Wham Brake drainage (Staulkinghead Creek, Little Bayou Boeuf, Bayou Lafourche and Lake Irwin).

Nationwide Permit 44: Mining Activities.

1. Upon receipt of a PCN, the District Engineer shall immediately forward a copy of the PCN to the U.S. Fish and Wildlife Service in accordance with General Condition 13(e), regardless of acreage impact.
2. Work which results in the resuspension of dredged material shall be prohibited in Bayou d'Inde, the Inner Harbor Canal, Calcasieu River at the mouth of Bayou d'Inde, Harvey Canal, California Canal, and Bayous Trepagnier, Rigaud, Olsen and Verdine, Capitol Lake, Coon Island Loop, Devil's Swamp, and Tensas River (areas within and upstream of Tensas National Wildlife Refuge), Ouachita River (areas within and upstream of the Upper Ouachita National Wildlife Refuge), Wham Brake drainage (Staulkinghead Creek, Little Bayou Boeuf, Bayou Lafourche and Lake Irwin).
13. Stream relocations and stream diversions shall be prohibited under NWP 44 in perennial streams.

REGIONAL CONDITIONS FOR WATER QUALITY CERTIFICATION

The Louisiana Department of Environmental Quality **issued** unconditional water quality certification for Nationwide Permits 3, 7, 12, 14, 27, 41, 42, and 43.

They have **denied** water quality certification for Nationwide Permits 39, 40 and 44.

The Louisiana Department of Environmental Quality may be contacted as follows:

Louisiana Department of Environmental Quality
Post Office Box 82135
Baton Rouge, Louisiana 70884-2135
Telephone: (225) 765-0664

REGIONAL CONDITIONS FOR COASTAL ZONE CONSISTENCY

The Louisiana Department of Natural Resources has **denied** coastal zone consistency for all of the new and modified Nationwide Permits. They may be contacted as follows:

Louisiana Department of Natural Resources
Post Office Box 44487
Baton Rouge, Louisiana 70804-4487
Telephone: (225) 342-7591